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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

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8 UNITED STATES OF AMERICA,)

9 Plaintiff,)

10 vs.)

11 FALASHA ALI,)

12 Defendant.)
13 _____)

2:06-cr-160-RLH-RJJ

ORDER
(Letter-#117)

14 Defendant has filed a Letter (#117, filed July 19, 2012) with the Court asking the
15 Court to review his Criminal History points determined at the time of his sentencing, nearly four years
16 ago, in October 2008. It is a violation of the Rules to write letters to the presiding judge, without also
17 serving the United States and any future such correspondence is to be stricken.

18 Although this letter is not only improper, but without any merit whatsoever, it will not
19 be stricken, but will be disregarded, though it remains in the Court's file.

20 In his missive, the Defendant asks the Court to "review" his 17 Criminal History
21 points. His Criminal History points have been reviewed numerous times by this Court, as well as the
22 Circuit Court, and have been upheld, affirmed and confirmed.

23 At the time of sentencing, the Criminal History points were reduced to their present
24 level of 17. Even that was contested strenuously by Ali's counsel at sentencing. The Court found the
25 17 points to be accurate.

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1 He appealed his sentence. The appeal was dismissed because he had waived his right
2 to appeal. He filed a §2255 motion to vacate or correct his sentence, addressing, *inter alia*, the
3 calculation of his Criminal History points. He claimed his points should be 7, not 12 or 17. This
4 Court denied his §2255 motion and Ali appealed that decision, only to have his appeal dismissed on
5 December 21, 2011.

6 Ali's present letter, asking the Court to review his Criminal History points once again
7 is frivolous. Any further requests will be considered by the Court to be abusive and will result in
8 sanctions.

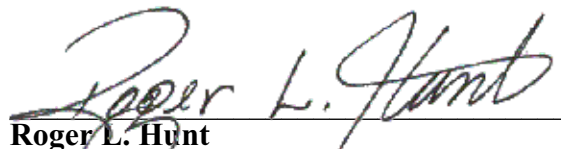
9 IT IS THEREFORE ORDERED that the Letter (#117) remain in the file only as
10 background for this Order.

11 IT IS FURTHER ORDERED that the Letter (#117) is hereby disregarded and no
12 action will be taken in furtherance thereof.

13 IT IS FURTHER ORDERED that any future "letters" that are not presented in the
14 proper form and with the proper service shall be stricken.

15 NOTICE is hereby given Defendant Falasha Ali that any violation of the foregoing will
16 be met with sanctions from the Court.

17 Dated: July 23, 2012.

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20 **Roger L. Hunt**
21 **United States District Judge**
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